UNITED STATES DISTRICT COURT EASTERN DISTRICT OF WASHINGTON

Plaintiff,
v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

NICOLE S. BEACH,

No. CV-07-0058-AMJ

ORDER ADOPTING REPORT AND RECOMMENDATION

BEFORE THE COURT for resolution is the Report and Recommendation entered on November 16, 2007 (Ct. Rec. 23), recommending that Defendant's Motion for Summary Judgment (Ct. Rec. 19) be denied, Plaintiff's Motion for Summary Judgment (Ct. Rec. 15) be granted, and the matter be remanded for an immediate award of benefits. No timely objections to the Report and Recommendation have been received by the Court.

In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Fed. R. Civ. P. 72(b), this Court has conducted a *de novo* review of this case. Having carefully reviewed the entire file, the Court finds the November 16, 2007 Report and Recommendation to be supported by the record and by the Magistrate Judge's analysis. Accordingly, the court adopts the Magistrate Judge's Report and Recommendation in its entirety.

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IT IS HEREBY ORDERED that the Report and Recommendation (Ct. Rec. 23) to deny Defendant's Motion for Summary Judgment and grant Plaintiff's Motion for Summary Judgment is ADOPTED in its entirety. The matter is REMANDED for an immediate award of benefits, and Judgment shall be entered for PLAINTIFF.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order and an Order of Judgment, forward copies to counsel, and close the file.

DATED this 7th day of December, 2007.

s/ Fred Van Sickle
FRED VAN SICKLE
UNITED STATES DISTRICT JUDGE